Howard, 8/11/76

Um, how you'd love Lil's fantastic crop of cherry tomatoes! They, eggplant and cukes (bumber crop, crisp on the bite as a TV commercial) are all I've eaten today. Reminded of this when I went for some ice cubes. And took a few more.

I'm writing in advance for a special reason. My new venous supports came todayand I'm breaking them in. They begin tight and oppressive. They tire me. I suppose that to begin with they impede circulation. However, after I write this I'll change into the less restricting ones for sleeping and do that.

I will be sending you a copy of an affidavit Jim filed today or will file tomorrow before he emplanes fpr Singapore. He was to have had xeroxes made today. Whether he also mailed copies to me today I do not know. It is in the King suit, CA 75-1996. I will also be mailing a carbon of a letter to the former pro footballer who acts as though he still is as an AUSA. The scoundrel, knowing Jim's schedule, delayed it until Jim could not do anything before leaving. Jim also received his copy today. He knows I'm writing this letter.

If I send you the unread draft you may recall that Jim did not include all in the affidavit. I believe the real reason is that he ran out of time with all he has to do and in striving for perfection, something I found it necessary to abandon long ago. Some would have been very much in point in response (which would have been advance response) to this legal scrimshaw.

Without the response and its attachments, which I cannot xerox easily or inexpensively, I suppose the letter may not mean as much as it could. I'm sorry about that because I'm asking you to think of something outside the law that is taught and practised.

I'm going to nail these lawyer bastards. All three who signed affidavits are lawyers, bastards and know better. One I'll hoist on his own petard, in my files as my letter shows. The problem here will be judicial and bar unwillingness to do anything, no matter how grevous the offense. It is on this I'd like you to think. I do want to do something. This means, of course, overcoming great obstancles, doing the virtually unheardof. And I'll want to combine this effort with another that while it serves my own interest is also intended to lay a basis for undoing the deservedly bad decision earned by Banzhaf and the Naderites in Open America.

An enormous amount of work has gone into this. When I complete what I started at 5 a.m. (this is not as much a boast as a prognosis) and had to lay aside my plan to return to it. Briefly there are about 30 of my DJ/FBI requests that have received no response. They go back more than five years. And the amended law uses the words "good faith" and "due diligence," the words also used in the appeals court Open America decision. We've said nothing about this behelmeted AUSA's frequest use of this language - until now. I'll be preparing a tabulation of these requests and the good faith and due diligence by DJ after receiving them. Then I'll be drafting an affidavit based on the tabulation. In the affidavit I'll be ascribing motive in some case. I hope it will be effective.

These corrupt AUSA's have corrupted the law, have wasted years of my life and work and have persecuted principled lawyers whose only crime was being principled. I would like to return the compliment to one who more than most so richly deserves it. Have you any thoughts on this? Yes, I know, no judge is willing to consider it. So I want to make one willing, a rather good one. I do believe this it the best case and the best nominee.

Good faith gets to the Memo of Transfer. DJ, which here is the defeddant, denied it to me and then did not cough up the papers you obtained. Do you still want me to observe the restriction? Archives still has not sent it and Jim found their promise to send all relevant records in 1967 or 1968 among his copies of my correspondence.

I close with a goodie for you. A student you do not know has been here for 10 days, going over my FOIA files. He asked,"When will Howard be a lawyer?" I told him you first must make a living - beginning in a year. Best,